



## LODI CITY COUNCIL

**Carnegie Forum**  
305 West Pine Street, Lodi

## AGENDA – REGULAR MEETING

**Date:** June 6, 2007

**Time:** Closed Session 5:30 p.m.  
Regular Meeting 7:00 p.m.

For information regarding this Agenda please contact:

**Randi Johl**

**City Clerk**

**Telephone: (209) 333-6702**

***NOTE:** All staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the Office of the City Clerk and are available for public inspection. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation contact the City Clerk's Office as soon as possible and at least 24 hours prior to the meeting date.*

### **C-1 Call to Order / Roll Call**

### **C-2 Announcement of Closed Session**

- a) Actual Litigation: Government Code §54956.9(a); One Case; People of the State of California; and the City of Lodi, California v. M & P Investments, et al., United States District Court, Eastern District of California, Case No. CIV-S-00-2441 FCD JFM
- b) Actual Litigation: Government Code §54956.9(a); One Case; Hartford Accident and Indemnity Company, et al. v. City of Lodi, et al., Superior Court, County of San Francisco, Case No. 323658
- c) Conference with Blair King, City Manager, and Jim Krueger, Deputy City Manager (Acting Labor Negotiators), Regarding Professional Firefighters and Fire Mid-Managers Pursuant to Government Code §54957.6

### **C-3 Adjourn to Closed Session**

**NOTE: THE FOLLOWING ITEMS WILL COMMENCE NO SOONER THAN 7:00 P.M.**

### **C-4 Return to Open Session / Disclosure of Action**

#### **A. Call to Order / Roll call**

#### **B. Invocation – Pastor Scott Hubbard, Crossroads Community Church**

#### **C. Pledge of Allegiance**

#### **D. Presentations**

D-1 Awards – None

D-2 Proclamations

a) National Automotive Service Professionals Week (PW)

b) United States Army Week

D-3 Presentations – None

#### **E. Consent Calendar (Reading; Comments by the Public; Council Action)**

E-1 Receive Register of Claims in the Amount of \$4,030,937.74 (FIN)

E-2 Approve Minutes (CLK)

a) May 15, 2007 (Shirtsleeve Session)

b) May 16, 2007 (Regular Meeting)

c) May 22, 2007 (Shirtsleeve Session)

d) May 29, 2007 (Shirtsleeve Session)

- E-3 Approve Plans and Specifications and Authorize Advertisement for Bids for Restroom Replacement Improvements at Henry Glaves Park, 2206 Oxford Way, and Beckman Park, 1426 Century Boulevard (PR)
- E-4 Approve Specifications and Authorize Advertisement for Bids for Citywide School Safety Signage at Public and Private Schools (PW)
- E-5 Approve Request for Proposals for the City of Lodi Short-Range Transit Plan (PW)
- E-6 Approve Request for Proposals and Authorize Advertisement for Final Design and Construction of Municipal Service Center Transit Vehicle Maintenance Facility (PW)
- Res. E-7 Adopt Resolution Authorizing the Disposition of Fire Department Surplus Self-Contained Breathing Apparatus for Distribution to Other Agencies (FD)
- Res. E-8 Adopt Resolution Awarding the Purchase of Wood Utility Poles to North Pacific Group, Inc., of Portland, Oregon (\$27,156.23) (EUD)
- Res. E-9 Adopt Resolution Awarding the Purchase of 76,500 Feet of #477MCM Bare Aluminum Conductor to Nexans HD Supply, of Portland, Oregon (\$75,834.45) (EUD)
- Res. E-10 Adopt Resolution Awarding the Purchase of 15kV Class Indoor Switchgear for the Killelea Substation Rehabilitation Project to Siemens Power T&D, c/o Honn Co., Inc., of Vacaville, California (\$699,297.50) (EUD)
- Res. E-11 Adopt Resolution Awarding the Contract for Construction of the Killelea Substation Rehabilitation Project to Rosendin Electric, Inc., of San Jose, California (\$2,921,801) (EUD)
- Res. E-12 Adopt Resolution Awarding the Concession Operations at Lodi Lake Park to Hot Diggity Dog, of Lodi, California, for the Period of June 9, 2007 to December 31, 2009 (PR)
- Res. E-13 Adopt Resolution Awarding the Contract for Maintenance of the Lodi Consolidated Landscape Maintenance Assessment District 2003-1 for Fiscal Year 2007-08 to Sunworld, of Sacramento (\$24,446) (PW)
- E-14 Accept Improvements under Contract for Well 27 Well Drilling at 2360 West Century Boulevard (DeBenedetti Park) (PW)
- E-15 Accept Improvements under Contract for Standby Generator at Well 22 (PW)
- E-16 Approve Improvement Agreement for Public Improvements at 350 North Guild Avenue (PW)
- Res. E-17 Adopt Resolution Approving a One-Year Extension of the Street Tree Trimming 2007 Contract with West Coast Arborists, Inc., of Stockton (\$34,220) (PW)
- Res. E-18 Adopt Resolution Authorizing the City Manager to Extend the Contract with Trees, Inc., of Houston, Texas, for Tree Trimming for Power Line Clearance (\$420,000) (EUD)
- Res. E-19 Adopt Resolution Approving a Second One-Year Extension of the 2005-06 Annual Curb, Gutter, and Sidewalk Replacement Contract with Jeff Case Construction Company, of Lodi, for the 2007-08 Fiscal Year with a Three Percent Increase (\$73,336) (PW)
- Res. E-20 Adopt Resolution Authorizing the City Manager to Execute Professional Services Agreement with MIG, Inc., of Berkeley, for Lodi Avenue Design Guidelines/Preliminary Design; and Appropriating \$80,000 for the Project (PW)
- Res. E-21 Adopt Resolution Approving One-Year Extension of Lease of Maple Square, 2 East Lodi Avenue, for the Period of July 1, 2007 to June 30, 2008, to Alcoholics Anonymous (PW)
- Res. E-22 Adopt Resolution Approving the Letter of Agency Designating Northern California Power Agency as Lodi's Agent for Congestion Revenue Rights and Authorizing the Electric Utility Director to Execute and Administer the Letter of Agency (EUD)

- Res. E-23 Adopt Resolution Authorizing Change Order No. 1 to Public Works 800 MHz Radio Transmission Service Contract with La Rue Communications, Inc., of Stockton, for Transit Radio Service (\$20,000 Over the Three-Year Term) (PW)
- Res. E-24 Adopt Resolution Approving In-Street Pedestrian Crossing Signs at Marked School Crosswalk on Crescent Avenue at Tamarack Drive in Front of Nichols Elementary School with Funds Provided by Nichols School Parent Teacher Association (PW)
- E-25 Cancel July 4, 2007, Regular City Council Meeting (CLK)
- Res. E-26 Adopt Resolution Approving Cost of Living Increases for Confidential Employees (CM)
- Res. E-27 Adopt Resolution for Preliminary Approval of the Engineer's Annual Levy Report and Resolution  
Res. Declaring its Intention for the Levy and Collection of Assessment for the Lodi Consolidated Landscape Maintenance Assessment District No. 2003-1; and Set Public Hearing for July 18, 2007 (PW)

**F. Comments by the Public on Non-Agenda Items**

THE TIME ALLOWED PER NON-AGENDA ITEM FOR COMMENTS MADE BY THE PUBLIC IS LIMITED TO FIVE MINUTES.

The City Council cannot deliberate or take any action on a non-agenda item unless there is factual evidence presented to the City Council indicating that the subject brought up by the public does fall into one of the exceptions under Government Code Section 54954.2 in that (a) there is an emergency situation, or (b) the need to take action on the item arose subsequent to the agenda's being posted.

Unless the City Council is presented with this factual evidence, the City Council will refer the matter for review and placement on a future City Council agenda.

**G. Comments by the City Council Members on Non-Agenda Items**

**H. Comments by the City Manager on Non-Agenda Items**

**I. Public Hearings**

- Res. I-1 Public Hearing to Consider Adopting Resolution Adjusting Consumer Price Index-Based Water and Wastewater Rates (PW)

**J. Communications**

- J-1 Claims Filed Against the City of Lodi – None
- J-2 Appointments
- a) Appointments to the Lodi Arts Commission, Library Board of Trustees, and Planning Commission and Post for One Remaining Vacancy on the Lodi Arts Commission (CLK)
- J-3 Miscellaneous – None

**K. Regular Calendar**

- K-1 Presentation of Lodi Campus Master Plan by San Joaquin Delta College and Consider Negotiation of a Development Agreement (CM)
- K-2 Consideration of the Status of the Animal Shelter Task Force (CLK / PD)  
**NOTE: This item is carried over from the meeting of 5/2/07**
- K-3 Approve Expenses Incurred by Outside Counsel/Consultants Relative to the Environmental Abatement Program Litigation and Various Other Cases Being Handled by Outside Counsel (\$254,563.27) (CA)  
**NOTE: This item is carried over from the meeting of 5/16/07**
- K-4 Consideration of Proposal Regarding San Joaquin Regional Dive and Recovery Team upon Request by Mayor Pro Tempore Mounce (CLK)
- K-5 Request from San Joaquin Partnership, the Business Council, and University of Pacific for Financial Support to Establish an "Angel Capital Fund," Suggested Contribution of \$10,000 (CM)

**L. Ordinances**

Ord. L-1 Ordinance No. 1798 entitled, "An Ordinance of the Lodi City Council Amending Chapter 13.20,  
(Adopt) 'Electrical Service,' by Repealing and Reenacting Section 13.20.210, Schedule EM, Relating to Mobile Home Park Service Rates" (CLK)

Ord. L-2 Ordinance No. 1799 entitled, "An Ordinance of the Lodi City Council Amending Lodi Municipal  
(Adopt) Code Chapter 13.20, 'Electrical Service,' by Repealing Section 13.20.175, Schedule MCA – Market Cost Adjustment, and Enacting New Section 13.20.175, Schedule ECA – Energy Cost Adjustment" (CLK)

**M. Adjournment**

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

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Randi Johl  
City Clerk